



**California State Board of Pharmacy**  
2720 Gateway Oaks Drive, Suite 100  
Sacramento, CA 95833  
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[www.pharmacy.ca.gov](http://www.pharmacy.ca.gov)

Business, Consumer Services and Housing Agency  
Department of Consumer Affairs  
Gavin Newsom, Governor

**NOTICE OF MEETING AND AGENDA**  
**Legislation and Regulation Committee Meeting**  
**January 29, 2020**

**TIME:** 2:00 p.m.

**PLACE:** Embassy Suites by Hilton Los Angeles - Glendale  
800 North Central Ave.  
Glendale, CA 91203

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**NOTE:** For verification of the meeting, call (916) 518-3090 or (916) 518-3100 or access the Board's Web site at [www.pharmacy.ca.gov](http://www.pharmacy.ca.gov). Meeting materials should be available on the Board's Website at [www.pharmacy.ca.gov](http://www.pharmacy.ca.gov) by January 24, 2020.

**Important Notices to the Public:** *The meeting is open to the public and is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Jennifer Niklas at (916) 518-3077, by emailing [jennifer.niklas@dca.ca.gov](mailto:jennifer.niklas@dca.ca.gov) or sending a written request to the Board of Pharmacy, 2720 Gateway Oaks Drive, Sacramento, CA 95833. Providing your request at least five business days before the meeting will help to ensure availability of the requested accommodation.*

*Discussion and action may be taken on any item on the agenda. The time and order of agenda items are subject to change at the discretion of the Committee Chairperson. In the event a quorum of the committee is unable to attend the meeting, or the committee is unable to maintain a quorum once the meeting is called to order, the members present may, at the chair's discretion, continue to discuss items from the agenda and make recommendations to the full board at a future meeting.*

*\*Government Code Section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the committee or prior to the committee taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issues before the committee, but the Committee Chairperson may, at his or her discretion, apportion available time among those who wish to speak. Individuals may appear before the committee to discuss items not on the agenda; however, the committee can neither discuss nor take official action on these items at the time of the same meeting (Government Code Sections 11125, 11125.7(a)).*

## Agenda

### Call to Order

2:00 p.m.

- a. Call to Order and Establishment of Quorum
- b. Public Comment for Items Not on the Agenda, Matters for Future Meetings\*  
*\*Note: the committee may not discuss or take action on any matter raised during the public comment section that is not included on this agenda, except to decide to place the matter on the agenda of a future meeting. Government Code Sections 11125 and 11125.7(a)*
- c. Discussion and Consideration of Board-Sponsored Legislation: 2019 Sunset Review Items Resulting in Possible Legislation
  1. Amend Business and Professions (BPC) Code section 4427.3 and add a new BPC section to Expand the Locations in which Automated Drug Delivery Systems (ADDS) can be Licensed
  2. Amend BPC sections 4161 and 4400 to Provide an Alternative Pathway to Licensure as a Nonresident Third-Party Logistics Providers
  3. Amend BPC sections 4127.3, 4129.4, and 4316 Relating to the Cease and Desist Appeal Hearing
  4. Amend BPC section 4343 to Expand the Prohibition Against Non Pharmacies Using any Words for a Licensed Pharmacy
  5. Amend BPC section 4400 and add a new BPC section to Assess a Fee for an Inspection Resulting from the Remodel of a Sterile Compounding Pharmacy
  6. Amend BPC section 4312 to Expand the Provisions for Cancellation of a Facility License
  7. Amend BPC 4314 to clarify that a Citation is a not Disciplinary Action
- d. Discussion and Consideration of Board Approved Legislation for Sponsorship
  1. Amend BPC section 4052.11 Regarding Continuing Education Requirement for Pharmacists Prescribing Schedule II Drugs Under a Collaborative Practice Agreement
  2. Amend BPC section 4052 to Allow Pharmacists to Furnish Non-Opioid Medication-Assisted Treatment Pursuant to a Statewide Protocol
  3. Amend BPC sections 4052 and 4052.6 to Expand the Conditions for Pharmacists to Operate Under a Collaborative Practice Agreement
  4. Amend Business and Professions Code 4022.5, 4022.7, 4053, 4053.1, and 4053.2 to Align Designated Representative Requirements
  5. Amend BPC section 4210 Regarding the Requirements to Qualify for an Advanced Practice Pharmacist License
  6. Amend BPC sections 4427.7 and 4119.11 regarding the frequency between ADDS and pharmacy self-assessments
- e. Discussion and Consideration of Board Adopted Regulations Approved by the Office of Administrative Law
  1. Title 16 CCR Section 1749 Related to the Board's Fee Schedule

- f. Discussion and Consideration of Board Adopted Regulations Undergoing Final Review by the Office of Administrative Law
  - 1. Proposed Regulation to Amend Title 16 CCR Section 1746.3 Related to the Naloxone Fact Sheet
  
- g. Discussion and Consideration of Board Adopted Regulations Undergoing Formal Review by the Department of Consumer Affairs or the Business, Consumer Services and Housing Agency
  - 1. Proposed Regulation to Amend Title 16 CCR Section 1706.2 Related to Abandonment of Applications
  - 2. Proposed Regulation to Amend Title 16 CCR Section 1707.2 Related to Duty to Consult
  
- h. Discussion and Consideration of Board Approved Regulations Undergoing Pre-Notice Review by the Department of Consumer Affairs or the Business, Consumer Services and Housing Agency
  - 1. Proposed Regulation to Amend Title 16 CCR Section 1707 Related to Offsite Storage
  - 2. Proposed Regulation to Add Title 16 CCR Sections 1717.5 Related to Automatic Refill Programs
  - 3. Proposed Regulations to Amend Title 16 CCR Sections 1702, 1702.1, 1702.2, and 1702.5 Related to Renewal Requirements
  - 4. Proposed Regulations to Amend Title 16 CCR Section 1793.5 Related to the Pharmacy Technician Application, Section 1793.6 Related to the Pharmacy Technician Training Requirements, and Section 1793.65 Related to the Pharmacy Technician Certification Programs
  - 5. Proposed Regulation to Amend Title 16 CCR Section 1709 Related to Pharmacy Ownership, Management, and Control, Including Through Trusts
  - 6. Proposed Regulations to Amend Title 16 CCR Sections 1780-1783 et seq., Related to Dangerous Drug Distributors and Third-Party Logistics Providers
  - 7. Proposed Regulation to Amend Title 16 CCR Section 1715 to Update Self-Assessment Forms 17M-13 and 17M-14
  - 8. Proposed Regulation to Amend Title 16 CCR Section 1784 to Update the Wholesaler/3PL Self-Assessment Form 17M-26
  - 9. Proposed Regulations to Amend Title 16 CCR Section 1711 Related to Quality Assurance Programs for ADDS, Section 1713 Related to Receipt and Delivery of Prescriptions and Prescription Medications, and Add Section 1715.1 Related to the ADDS Self-Assessment Forms 17M-112
  - 10. Proposed Regulations to Amend Title 16 CCR Sections 1769 and 1770 Related to Criminal Conviction Substantial Relationship and Rehabilitation Criteria
  - 11. Proposed Regulation to Add Title 16 CCR Section 1714.3 Related to Community Pharmacy Staffing
  
- i. Future Committee Meeting Dates

**Adjournment**

**Upon Conclusion of Business**